



Public Meeting

Central Valley Regional Water Quality Control Board

NEW START TIME

Thursday, 16 March 2006 – ~~8:30 a.m.~~ 1:00 p.m.

Friday, 17 March 2006 – 8:30 a.m.

Central Valley Regional Water Quality Control Board
11020 Sun Center Drive, #200
Rancho Cordova, CA 95670

The purpose of this meeting is for the Board to obtain testimony and information from concerned and affected parties and to make decisions based on the information received.

Persons who want to submit written comments or evidence on any agenda item must comply with the **Meeting Procedures** described at the end of the listing of **Agenda** items. Persons wishing to speak at the meeting should complete an attendance card and provide it to staff. Although otherwise filling out the attendance card is voluntary, we do appreciate receiving a card from all persons in attendance.

Persons applying for, or actively supporting or opposing, waste discharge requirements before the Board must comply with legal requirements if they or their agents have or propose contributing more than \$250 to a Board member for an election campaign. Contact the Board office for details if you fall into this category.

Items showing times will begin no sooner than indicated. Items are numbered for identification purposes only and may not be considered in order. They may, however, be delayed by previous items. Items scheduled for the first day of a multi-day meeting may be delayed or continued to the next day of the meeting. The Board may conduct any scheduled hearing as a Panel Hearing as allowed by law in the event of a lack of a Board member quorum. In the event that a Panel Hearing is held, final action on that item will not be taken until a Board member quorum is present. Closed Session business is normally conducted during the lunch break, although the Board may adjourn to Closed Session at any time. Depending on the extent of Closed Session items, the lunch break may be lengthy. The Board Chair will announce prior to any Closed Session the anticipated time that the public session will resume.

Technical questions regarding agenda items should be directed to the responsible staff person whose name and direct phone number are indicated by the agenda item. If no staff person is listed, or for general questions and requests for agenda material, please contact Janice Tanaka at (916) 464-4839.

The facility is accessible to people with disabilities. Individuals requiring special accommodations are requested to contact Ms. Tanaka at (916) 464-4839 at least 5 working days prior to the meeting. TTY users may contact the California Relay Service at 1-800-735-2929 or voice line at 1-800-735-2922.

Board agendas and the approved minutes of Board meetings are posted on the Regional Board's website at http://www.waterboards.ca.gov/centralvalley/board_meetings

Copies of the items to be considered by the Board may be downloaded from the following Website, <http://www.waterboards.ca.gov/centralvalley/tentative> organized by agenda item number.

A listing of pending applications for Water Quality Certifications, pursuant to section 401 of the Federal Clean Water Act, may be obtained from the Regional Board's Web Page at or by calling Pat Gillum at http://www.waterboards.ca.gov/centralvalley/public_notices (916) 464-4709.

The **Agenda** for this meeting begins on the next page.

TIME LIMITATIONS

In order to move the Board meeting along in a timely manner, and assure time for adequate consideration of items later in the Agenda, the Chair may enforce maximum time limitations on each item. The goal is to complete all presentations, cross-examination, Board deliberation and voting within the allotted time. Allotted times are listed on the agenda following each item. Please consider the allotted time when preparing your presentations. Items with specific times listed will not be heard before that time but may be heard later.

THURSDAY – 16 MARCH 2006 – ~~8:30 a.m.~~ 1:00 p.m. NEW START TIME

1. Introductions, approval of the October and November Minutes and pledge of allegiance.
2. Meeting Rules and Procedures
3. Executive Officer's Report (http://www.waterboards.ca.gov/centralvalley/monthly_board_report)
4. Board Member Communications - Regional Board Members and the State Board Liaison Member may discuss meetings, communications, correspondence, or other items of general interest relating to matters within the Board's jurisdiction. There will be no voting or formal action taken.
5. Public Forum - *Any member of the public may address the Board on any matter within the Board's jurisdiction and not scheduled for consideration at this meeting (3 minute time limit per subject) ~~8:30 a.m.~~ 1:00 p.m. NEW TIME*

OTHER BUSINESS

6. [Delegating Certain Powers And Duties To The Executive Officer](#) – Consideration of a Resolution [Ken Landau (916) 464-4839] (Time Limit – 10 minutes)
7. [Salinity in the Central Valley](#) – Report from Board Members Longley and Odenweller on Salinity Policy Developments, and Consideration of a Resolution Requesting State Water Resources Control Board Support for Planning Efforts [Rudy Schnagl (916) 464-4701] (Time Limit – 30 minutes)

ENFORCEMENT

8. ~~[Virginia L. Drake, Trustee, Drake Revocable Trust, James E. Simmons, Darwin H. and Nina R. Simmons, Trustees, Simmons Family Trust and City of Chico](#)~~ – ~~Consideration of Administrative Liability Orders (Continuation From November 2005) [Karen Clementsen (530) 224-4852] (Time Limit – 120 minutes)~~
 - a. ~~[Humboldt Road Burn Dump Area 7 \(All Parties Except City of Chico\)](#)~~
 - b. ~~[Humboldt Road Burn Dump Area 8 \(All Parties\)](#)~~ REMOVED FROM AGENDA
9. ~~[Tehama Market Associates, LLC, Linkside Place Subdivision](#), Butte County – ~~Consideration of Administrative Civil Liability Order [Scott Zaitz (530) 224-4784] (Time Limit – 90 minutes)~~ REMOVED FROM AGENDA~~

THIS ITEM WILL START NO EARLIER THAN 1:30 P.M.

10. [Hilmar Cheese Company, Inc. and Hilmar Whey, Inc.](#), Merced County - Consideration of a Revised Settlement Agreement of the Proposed Administrative Civil Liability Complaint [Steven Blum (916) 341-5174] (Time Limit – 120 minutes)

FRIDAY – 17 MARCH 2006 – 8:30 a.m.

11. Introductions and pledge of allegiance.
12. Meeting Rules and Procedures
13. Public Forum - *Any member of the public may address the Board on any matter within the Board's jurisdiction and not scheduled for consideration at this meeting (3 minute time limit per subject) 8:30 a.m.*
14. The Board will be asked to approve items 19 through 22 with no discussion if no one is here to testify about them; see page 3 for a description/listing of items.

OTHER BUSINESS

15. [Update Regarding the Regulation of Food Processing Waste Discharges to Land](#) – *Information Item* [Wendy Wyels (916) 464-4835] **(Time Limit – 120 minutes)**
16. [Rice Pesticide Program, Management Practices for the 2006 Rice Season](#) – *Consideration of Approval* [Amanda Smith (916) 464-4716] **(Time Limit – 45 minutes)**
17. [Triennial Review of the Water Quality Control Plan for the Sacramento River and San Joaquin River Basins](#) – *Consideration of a Resolution to Adopt the Triennial Review Workplan and Response to Comments.* [Betty Yee (916) 464-4643] **(Time Limit – 120 minutes)**

ENFORCEMENT

18. ~~[Ma Ru Holding Company, Inc. and Bonzi Sanitation Landfill, Stanislaus County](#) – *Consideration of a Resolution Requiring Payment of \$50,000 as Described by the Stipulated Judgment* [Howard Hold (916) 464-4679] **(Time Limit – 60 minutes)**~~
REMOVED FROM AGENDA

UNCONTESTED ITEMS CALENDAR

Uncontested items are expected to be routine and noncontroversial; recommendations will be acted on without discussion. If any interested party, Board, or staff member requests discussion, the item may be removed from the Uncontested Items Calendar and taken up in the regular agenda order, or in an order determined by the Board Chair - 8:30 a.m.

OTHER BUSINESS

19. [Central Valley Region Emergency, Abandoned, and Recalcitrant 2006/2007 Annual Site List](#) – *Consideration of Adoption* [Jim Munch (916) 464-4618]

WASTE DISCHARGE REQUIREMENTS

20. [Uncontested Change of Name and/or Ownership](#)
 - a. RMC Pacific Materials, Inc. dba CEMEX, CEMEX Lemon Cove Plant, Tulare County, Order No. 74-151
 - b. Winkey Mine, Elaine Pettigrew, Sierra County, Order No. 85-019
 - c. RMC Pacific Materials, Inc. dba CEMEX, CEMEX Friant Plant, Fresno County, Order No. 90-083
 - d. Golden State Vintners dba Franzia/McFarland, McFarland Winery, Tulare County, Order No. 91-040
 - e. Rancheria Angus RV Park, Elizabeth Elmherst and Jim Ryman, Modoc County, Order No. 93-004
 - f. Rancho Esplanade LTD, Rancho Esplanade Mobile Home Park, Butte County, Order No. 96-132
 - g. Grass Valley Mobile Home Village, Inc., Richard T. Boswell and Patrice Cole, Nevada County, Order No. 98-011
 - h. Kramer Quarry and Asphalt Operation, Dorothea E Kramer Trust, et al., Lassen County, Order No. 99-0231
 - i. Chico Golf Ventures LLC dba Tuscan Ridge Golf Club, Wastewater Treatment & Disposal Facility, Butte County, Order No. R5-2002-0035
 - j. Saint Gregory's Olive Oil, GT, LLC, Lake County, Resolution No. R5-2003-0106
21. [Uncontested Rescissions](#)
 - a. Oilseeds International, Ltd., Colusa County, Order No. 94-139
 - ~~b. Biosolids Recycling, Inc., Joseph and Connie Jess, and Paul and Sally Marciel, Jess Ranch and Marciel Ranch Biosolids Application Sites, Alameda County, Order No. 94-363 THIS ITEM HAS BEEN REMOVED FROM AGENDA~~
 - c. United States Air Force, Beale Air Force Base, Soil Bioremediation Facility Class II Waste Pile Unit, Yuba County, Order No. 96-014
 - d. Susan Lawing dba Homegrown Enterprises, Tehama County, Order No. 98-071
 - e. Sierra Cedar Products and Rosboro Lumber Company, Log Storage Facility, Yuba County, Order No. 98-224
 - ~~f. Department of Corrections, Sierra Conservation Center, Tuolumne County, Order No. 5-00-211 REMOVED~~
 - g. Plumas County Flood Control and Water Conservation District, Lake Davis Water Treatment Plant, Plumas County, Order No. 5-01-080
22. [Uncontested Waste Discharge Requirements](#)
 - ~~a. Coffee Petroleum, Inc., Coffee Lease Surface Impoundments, Round Mountain Oil Field, Kern County (update) REMOVED~~
 - b. [Chemurgic Agricultural Chemicals, Inc., Groundwater Treatment System](#), Stanislaus County (revision)

23. The Regional Board may meet in closed session on to consider personnel matters [Authority: Government Code Section 11126(a)]; to deliberate on a decision to be reached based upon evidence introduced in a hearing [Authority: Government Code Section 11126(c)(3)]; or to discuss matters in litigation, including discussion of initiated litigation, significant exposure to litigation, or decisions to initiate litigation [Authority: Government Code Section 11126(e)]. Litigation items that may be discussed are:
- a. CVRWQCB, et al. v. Aerojet-General Corp., et al, Sacramento Co. Sup. Ct. No. 286073, consolidated with Nos. 288302 and 291981; CVRWQCB, et al. v. Aerojet-General Corp., et al., USDC (EDCal) No. CIV-S-86-0064-EJG (consolidated with U.S. v. Aerojet-General Corp., et al., USDC (EDCal) No. CIV-S-86-0063-EJG. (Aerojet Cleanup)
 - b. Sacramento Regional Co. Sanitation Dist. v. SWRCB, et al., Sacramento Co. Sup. Ct. No. 98CS01702.
 - c. State of Calif., CVRWQCB, et al. v. Iron Mountain Mines, Inc., et al., USDC (EDCal) No. CIV-S-91-1167-DFL-PAN and U.S. v. Iron Mountain Mines, Inc., et al., USDC (EDCal) No. S-91-0768 DFL/JFM. (IMM Cleanup)
 - d. State of Calif. ex rel CIWMB, et al. v. Edward J. Filbin, et al. (Westley Tire Fire).
 - e. San Francisco Baykeeper, Inc., et al. v. SWRCB, et al., Sacramento Co. Sup. Ct. No. 99CS02722. (Toxic Hot Spots)
 - f. Coalition for Alternatives to Kiefer Landfill v. SWRCB, et al., Sacramento Co. Sup. Ct. No. 01CS00728. (Landfill WDRs)
 - g. CVRWQCB v. A Greener Globe Corp., et al., Placer Co. Sup. Ct. No. SCV11383. (Landfill WDRs)
 - h. CVRWQCB v. Sonora Mining Corp., et al., Tuolumne Co. Sup. Ct. No. CV 486 (Jamestown Mine).
 - i. Original Sixteen to One Mine, Inc. v. CVRWQCB, Sierra Co. Sup. Ct. No. 5511. (NPDES permit)
 - j. State of Calif., City of Lodi v. M&P Investments, et al., USDC (EDCal) No. CIV S-00-2441 FCD. (Lodi PCE plumes)
 - k. City of Merced, et al., v. R.A. Fields, CVRWQCB, U.S. Court of Appeals (Ninth Cir.) D.C. No. CV-F 92-5627 (REC/DLB) EDCal; City of Merced, et al., v. R.A. Fields, et al., USDC (EDCal) No. CV-F 92-5627 REC/DLB. (Merced PCE plumes)
 - l. National Park Service, El Portal WWTF, Administrative Civil Liability Order No. 5-01-031. (NPDES discharge)
 - m. Deltakeeper, et al v. CVRWQCB, Sacramento Co. Sup. Ct. No. 03CS00032 (Ag Waiver CEQA lawsuit).
 - n. City of Stockton v. SWRCB et al., San Joaquin Co. Sup. Ct. No. CVO20665 (NPDES permit).
 - o. City of Vacaville v. SWRCB et al., Solano Co. Sup. Ct. No. FCSO20945 (NPDES permit).
 - p. County of Sacramento v. SWRCB and CVRWQCB, Sacramento Co. Sup. Ct. No. 03CS01521
 - q. California Farm Bureau v. SWRCB and CVRWQCB, Sacramento Co. Sup. Ct., 04CS00264 (2005 Ag Waiver lawsuit)
 - r. Deltakeeper et al v. CVRWQCB and SWRCB, Sacramento Co. Sup. Ct., 04CS00235 (2005 Ag Waiver lawsuit)
 - s. City of Vacaville v. SWRCB and CVRWQCB and California Association of Sanitation Agencies v. SWRCB and CVRWQCB, Contra Costa Co. Sup. Ct., Case No. CIV MSN03-0956.(NPDES permit)
 - t. Petition of City of Manteca, Review of NPDES permit and Cease and Desist Order (Order Nos. R5-2005-0028 and R5-2005-0029) (NPDES permit, filed April 19, 2005).
 - u. MANA v. State Water Resources Control Board and Regional Water Quality Control Board, Sac. County Superior Court No. 04CS00871
 - v. City of Woodland v. SWRCB and CVRWQCB, Yolo County. Sup. Ct.. Case No. PT04-759 (NPDES Permit R5-2003-0031 and CDO R5-2003-0032, and SWRCB Order WQO 2005-0010
 - w. City of Yuba City v. SWRCB and RWQCB (NPDES Permit)
 - x. Huhtamaki Foodservice, Inc. for Ameripride Services, Inc. and Valley Industrial Services, Inc. v. SWRCB No. A-1735
 - y. People of the State of California, ex rel, Attorney General Bill Lockyer and Regional Water Quality Control Board, Central Valley Region v. Lake Berryessa Resort Improvement District, Napa County, Napa County Public Works Department, Napa County Board of Supervisors, and Does 1-500. Napa. Cty Sup. Court Case No. 26-32530 (CDO Violations)